

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

---

MICHAEL URBINO, on behalf of himself  
and all others similarly situated,

Plaintiff,

v.

AMBIT ENERGY, L.P., AMBIT TEXAS,  
LLC, and AMBIT NORTHEAST d/b/a  
AMBIT ENERGY,

Defendants.

---

Civil Action No.: 14-5184 (MAS) (DEA)


**ORDER**

This matter comes before the Court upon Defendants' motion to dismiss. (ECF No. 9.)  
On December 1, 2014, Plaintiff filed an amended complaint, which now serves as the operative  
pleading in the matter. In consideration of the foregoing, and for other good cause shown,

**IT IS** on this 2<sup>nd</sup> day of December 2014,

**ORDERED THAT:**

1. Based on the new operative pleading in this matter, Defendants' motion to dismiss is  
terminated without prejudice as moot.
2. Defendants shall answer or otherwise respond to the amended complaint within the  
time frame set forth in the rules.

  
\_\_\_\_\_  
**MICHAEL A. SHIPP**  
**UNITED STATES DISTRICT JUDGE**